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January 13, 2017  
***VIA ECF***

Honorable Lois H. Goodman  
Magistrate, U.S. District Court  
Clarkson S. Fisher Federal Building & U.S. Courthouse  
Room 7050  
402 E. State Street  
Trenton, NJ 08608

**Re: *Anton Paar Optotec GmbH v. Rudolph Research Analytical, Inc.***  
**Civ. Action No. 3:16-CV-03789-MAS-LHG**

Dear Judge Goodman:

We represent the Plaintiff Anton Paar Optotec GmbH (“Anton Paar”) in this case, and write on behalf of both parties. Pursuant to Your Honor’s December 12, 2016 Order, the parties hereby advise the Court regarding their efforts to mediate this dispute with an outside mediator.

Anton Paar has advised the Defendant Rudolph Research Analytical, Inc. (“Rudolph”) that it is willing to mediate this dispute, as it believes a third-party neutral will facilitate an early settlement of this case. Rudolph, however, does not believe that mediation will be helpful or cost justified because the parties’ dispute is extremely narrow, largely limited to the accepted meaning of the term “traceability.” Accordingly, the parties will not proceed to mediation with an outside mediator.

Both parties look forward to participating in the status conference with Your Honor on February 14, 2017, and the settlement conference on March 6, 2017.

Respectfully,

s/ James V. Noblett  
James V. Noblett

cc: All Counsel of Record (Via ECF)